

GOVERNMENT
EXHIBIT

5

STATE OF CALIFORNIA - COUNTY OF SANTA CLARA, SW NO.

SEARCH WARRANT

CSW39553

COPY

THE PEOPLE OF THE STATE OF CALIFORNIA TO ANY PEACE OFFICER IN
THE COUNTY OF SANTA CLARA:

Proof by affidavit and under penalty of perjury having been sworn to this day before me by

Duane Tueill

that there is probable

- cause for believing that the property and/or person described below may be found at the location(s) set forth below and is lawfully seizable pursuant to Penal Code Section 1524 as indicated below by "X"(s) in that it:
- was stolen or embezzled
 - was used as the means of committing a felony
 - is possessed by a person with the intent to use it as means of committing a public offense or is possessed by another to whom he or she may have delivered it for the purpose of concealing it or preventing its discovery
 - tends to show that a felony has been committed or that a particular person has committed a felony
 - tends to show that sexual exploitation of a child, in violation of Penal Code Section 311.3, or possession of matter depicting sexual conduct of a person under the age of 18 years, in violation of Section 311.11, has occurred or is occurring
 - there is a warrant to arrest the person
 - when property is a firearm or deadly weapon pursuant to Penal Code section 12028.5
 - when property is a firearm or deadly weapon pursuant to Welfare and Institutions Code section 8102
 - when property is a firearm or deadly weapon pursuant to Family code section 6389 or 6218;

YOU ARE THEREFORE COMMANDED TO SEARCH:

The premises at [REDACTED] San Jose; further described as a single family residential. The house faces east and is located in a cul-de-sac, gray in color with green trims, and is marked with a placard labeled [REDACTED] on the side of the garage, and all rooms, attic, garage and storage areas.

The search of a white panel van with California license plate #5S33665 registered to "Fab For You" on 180 Lewis Road Ste 15 in San Jose. "Fab For You" is owned by the suspect.

FOR THE FOLLOWING PROPERTY/PERSON:

Removal of three (3) locked safes and gain access by any means necessary to seize any firearms contained therein, including but not limited to the following registered firearms:

- 1) SER/N061491 MAK/WAL CARL WALTHER CAL/22 TYP/P PISTOL MOD/P22CAMILIT
- 2) SER/386156659 MAK/FNB FAB NAT DARMES D GUE CAL/5728 TYP/P PISTOL MOD/FN57US
- 3) SER/PI1941 MAK/STE STEYR CAL/9 TYP/PI PISTOL SEMI-AUTOMATIC MOD/GB
- 4) SER/AAV204US MAK/GLC GLOCK, INC CAL/9 TYP/PI PISTOL SEMI-AUTOMATIC MOD/19
- 5) SER/125405 MAK/HEC HECKLER & KOCH CAL/9 TYP/PI PISTOL SEMI-AUTOMATIC MOD/P9S
- 6) SER/136D95 MAK/HEC HECKLER & KOCH CAL/9 TYP/PI PISTOL SEMI-AUTOMATIC MOD/P9S
- 7) SER/D8765 MAK/FOZ CESKA ZBROJOVKA FOX CAL/9 TYP/PI PISTOL SEMI-AUTOMATIC MOD/CZ85B
- 8) SER/109020 MAK/HEC HECKLER & KOCH CAL/9 TYP/PI PISTOL SEMI-AUTOMATIC MOD/P9S
- 9) SER/A21775 MAK/STE STEYR CAL/9 TYP/PI PISTOL SEMI-AUTOMATIC MOD/SPP
- 10) SER/2118626 MAK/HEC HECKLER & KOCH CAL/9 TYP/PI PISTOL SEMI-AUTOMATIC MOD/SP 89

- 11) SER/211534 MAK/HEC HECKLER & KOCH CAL/9 TYP/PI PISTOL SEMI-AUTOMATIC MOD/SP-89
12) SER/45588 MAK/WAL CARL WALThER CAL/32 TYP/PI PISTOL SEMI-AUTOMATIC MOD/MANURHINPP

AND TO SEIZE IT/THEM IF FOUND and bring it/them forthwith before me, or this court, at the courthouse of this court. This Search Warrant and incorporated Affidavit was sworn to as true before me this 24th day of June,
2010, at 5:00 A.M. / P.M. Wherefore, I find probable cause for the issuance of this
Search Warrant and do issue it.

Paul R. Teihl



HOBBS SEALING APPROVED: YES [] NO []
NIGHT SEARCH APPROVED: YES [] NO []

[Signature of Magistrate]
Judge of the Superior Court, County of Santa Clara
(revised 1.19.10) D# _____

PAUL R. TEILH

SEARCH WARRANT RETURN/RECEIPT
SAN JOSE POLICE DEPARTMENTDATE 6/24/10 TIME 1600 CASE NO. 10-170-0272ADDRESS [REDACTED] WARRANT NO. CSW 39553OFFICER/BADGE A. NGUYEN #3435 UNIT Family Violence Unit EXT. 277-3702
D. Tuell #3284

NO.	DESCRIPTION	LOCATION
1	GLOCK 19 SEMI-AUTO 20Y	BACK OF VAN IN BOXES
2	HK .45 AUTO BARREL SERIAL # 25-059604	
3	FOBUS PADDLE HOLSTER	
4	HK USP TACTICAL .45 AUTO (NO BARREL)	MASTER BEDROOM SAFE
5	MAG. SLIDE	
6	HECKLER + KOCH P95	SERIAL # 136-095 LIVING ROOM SAFE
7	WALTHER MOD. PP	Serial 45588
8	JENNINGS FIREARMS INC J-22	SER. 1P3010
9	FNH BELGIUM	SER. 386156659
10	CZ 75 KADET D8765	SER A377497
11	FED. ORD INC (MISSING SLIDE)	SER 109020
12	CZ 85B CAL.9 LUGER D8765 (MISSING RECOVER)	
13	COLT SPORTER LIGHTWEIGHT CAL.7.62X39	SER LH 0079583
14	A.C.T. INC BWK-92	SER. 306342
15	LIBERTY II CALICO	SER. T000412
16	LIBERTY I CALICO	SER. R0004140
17	COLT SPORTER LIGHTWEIGHT CAL.223	SER. SL 016131
18	DE AI GSG-5 CAL 22 LR HV	SER. A274798
19	COLT SPORTER LIGHTWEIGHT	SER. NL 003912
20	COLT MATCH TARGET COMPETITION HBART CAL 223	SER. CJC 004488 /SCOPE: NC STAR 3-9X42RE
21	COLT SPORTER LIGHTWEIGHT CAL.7.62X39	SER. LH 096430 W/SCOPE: TASCO DWCP 1040X50 AT-98-8
22	STURM RUGER RANCH RIFLE CAL.7.62X39	SER: 581-09848 W/SCOPE SHIMMERS M1048
23	HK SP89 CAL 9MMX19	SER. 21-15341
24	UNKNOWN MAKE/MODEL UPPER RECEIVER	
25	UNKNOWN MAKE/MODEL BOTTOM RECEIVER	

26) GO MAGAZINES

SEARCH WARRANT RETURN/RECEIPT
SAN JOSE POLICE DEPARTMENT

DATE 6/24/10 TIME 1600 CASE NO. 10-170-0272

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OFFICER/BADGE A. NGUYEN #3435 UNIT Family Violence Unit EXT. 277-3700
D. TWEIL #3284